

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA**

DOREEN E. RUPERT,

Plaintiff,

-vs-

CAVALRY SPV I, LLC, and  
CAVALRY PORTFOLIO  
SERVICES, LLC,

Defendants.

Case No. CIV-18-1055-F


**ORDER**

The complaint was filed in this action on October 26, 2018. Doc. no. 1. More than ninety days have passed since the filing of the complaint. The court file does not reflect service on defendant Cavalry SPV I, LLC. Rule 4(m), Fed. R. Civ. P., provides that if a defendant is not served within ninety days after the complaint is filed, the court, on motion or on its own after notice to the plaintiff, must dismiss the action without prejudice against that defendant or order that service be made within a specified time. The rule provides that if plaintiff shows good cause for the failure, the court must extend the time for service for an appropriate period.

Plaintiff is **DIRECTED** to show cause within fourteen days of the date of this order as to any reason why defendant Cavalry SPV I, LLC, should not be dismissed from this action for failure to effect service within the time limits provided by Rule 4(m), Fed. R. Civ. P. Plaintiff is further advised that absent a sufficient and timely showing of such cause, and absent any reason for permissive extension of the time

for service, Cavalry SPV I, LLC, will be dismissed without prejudice under Rule 4(m), Fed. R. Civ. P., without need of further comment.

IT IS SO ORDERED this 28<sup>th</sup> day of January, 2019.

  
STEPHEN P. FRIOT  
UNITED STATES DISTRICT JUDGE

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